

A regular meeting of Borough Council was held at 7:30 PM, Monday, February 11, 2013. Mayor Frank North presided. Pledge of Allegiance and Silent Prayer were observed. Announcement was made that the meeting had been advertised in accordance with the regulations prescribed by the "Open Public Meetings Act".

ROLL CALL:

Council Present: Grasso, Brennan, Sperrazza and Perno, Clerk Brouse and Attorney Higgins were present.

**PUBLIC HEARING ON ORDINANCE for second reading and adoption
13-01 Long Term Tax Exemption for 606 W. Maple Avenue**

Marvin Gaskill, 102 E Chestnut Avenue-Why are no low/moderate income included in agreement? Mr. Higgins responded that it is not required to be in the agreement. Tax abatement is only on lots 2 and 3. If the abatement is passed at this time, lot 4 cannot be included in the tax abatement if you approve. Questions raised in August for providing in school and see no tax for school at this time. Mr. Brennan and Mr. Perno spoke re Order 13-02 on the agenda tonight.

Bill Walker, 23 W Cedar Avenue-Question regarding 13-02 for 5 year period at this time, Council will revisit at that time. Mr. Perno stated that numbers could change in that time and we could revisit.

Rich DiPetro, Developer Wellwood Manor Apartments-Thank you for allowing me to be the developer of this property. The rehabilitation has been praised by the neighbors and visitors. Improvements going on should allow 80 years of life.

Mayor North-Thank you Mr. DiPetro for putting forth this effort.

Mr. Higgins-reported on the 606 W. Maple court hearing.

ADOPT ORDINANCE 13-01 Long Term Tax Exemption for 606 W. Maple Avenue-On a motion of Mr. Brennan and second of Mr. Volkert, the following Ordinance was adopted:

**BOROUGH OF MERCHANTVILLE, NEW JERSEY
ORDINANCE 13-01**

**ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY
OF CAMDEN, STATE OF NEW JERSEY APPROVING AND
AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT
BETWEEN THE BOROUGH OF MERCHANTVILLE AND CITADEL
WELLWOOD URBAN RENEWAL LLC PURSUANT TO N.J.S.A.
40A:20-9 ET SEQ.**

WHEREAS, Citadel Wellwood Urban Renewal LLC (the "Sponsor") proposes to extensively rehabilitate a certain fifty-four (54) unit apartment complex (the "Project") within the Borough of Merchantville (the "Borough"), on a site described as Lots 2 and 3, Block 9 as shown on the Official Tax Map of the Borough of Merchantville, and commonly known as 606 West Maple Avenue, Merchantville, New Jersey; and

WHEREAS, the Project will qualify for a tax exemption under the Long Term Tax Exemption Law, N.J.S.A. 40A:20-8 et seq.; and

WHEREAS, the Sponsor has presented to the Borough Council an application for this Long Term Tax Exemption and PILOT Agreement, which has been approved by the Borough Council by Resolution pursuant to N.J.S.A. 40A:20-8, dated November 19, 2012, a copy of which is attached hereto as Exhibit "A" and made a part hereof.

WHEREAS, the Borough Council of the Borough of Merchantville deems it in the best interests of the Borough to approve the attached Financial Agreement with Long Term Tax Exemption, under the Long Term Tax

Exemption Law to Citadel Wellwood Urban Renewal LLC, relative to its extensive rehabilitation of the fifty-four (54) unit apartment complex located at 606 West Maple Avenue in the Borough of Merchantville;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Merchantville, as follows:

ARTICLE I.

A. The Council approves the Financial Agreement, attached hereto as Exhibit "B" and made a part hereof, authorizing a Long Term Tax Exemption pursuant to N.J.S.A. 40A:20-8 et seq., with an in lieu tax payment of seven (7.00) percent of the gross shelter rent of the Project, subject to the provisions of Section 5 of the Agreement; and

B. The Council understands that the Sponsor has formed an urban renewal entity limited liability company, and that the Borough may enter into the payment in lieu of taxes agreement with such urban renewal entity limited liability company; and

C. It is further ORDAINED that Frank M. North, Mayor of the Borough of Merchantville, and Denise Brouse, Borough Clerk of the Borough of Merchantville, be and hereby are authorized to execute the attached Financial Agreement, attached hereto as Exhibit "B" and made a part hereof, on behalf of the Borough of Merchantville; and

D. The Municipal Clerk is hereby authorized to forward a certified true copy of this Ordinance to Citadel Wellwood Urban Renewal LLC, c/o DePetro Real Estate Organization, LLC, 201 Union Lane, Suite B, Brielle, New Jersey 08730; and

E. The Municipal Clerk is hereby authorized to forward a certified true copy of this Ordinance, and the Financial Agreement implementing it, to both the Municipal Tax Assessor and the Director of the Division of Local Government Services.

ARTICLE II.

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

ARTICLE III.

This Ordinance shall take effect upon passage and publication according to law.

PUBLIC-NONE

APPROVAL OF MINUTES- On a motion of Mrs. Fields and second of Mr. Grasso, Council approved the regular meeting minutes for 8-13-12.

ENGINEER'S REPORT-no written report- working with Allstate re costs and additional work. Repair at Maple Avenue is about 50% done.

CORRESPONDENCE was read regarding Roy Adair and Denise Brouse

COUNCIL REPORTS

Mrs. Fields-personnel interviews complete, ready to hire for March. Community Center has 9 bookings so far. HPC reviewed the signage ordinance. Code Enforcement sent 15 snow letters, issues with 109 Myrtle and 703 W Maple are under control but not showing up for Court. We are watching 607 W Maple Avenue and, February 27th will be the next code meeting. OEM has had scheduling conflicts so far.

Mr. Volkert-28 tons of waste, work around Borough Hall. Signs to be replaced and straightened. Roy and Jason attended a JIF plow safety class and we had 62 hours of Slap workers. Jason passed the written portion of his CDL. Planning board will meet tomorrow.

Mr. Grasso- Fire Report- 9 calls, 8 in Borough, no problems. We now have thermal imaging cameras in both vehicles. Court \$14,188 in 372 added, 426 disposed, \$5,000 behind last year. Events schedule will be posted on the website as follows: Egg Hunt March 23rd rain date March 30th, Birthday June 1 rain or shine, Yard Sale September 21st, Safe Halloween October 31st 3 -7 Parade December 6th, Breakfast with Santa December 14th

Mr. Brennan-There was a tragic car accident by the circle, two people were killed, the drive has been charged. Thanks to the Police, Fire department, State and County for all the help, it was a collective effort, The chief set up grief counseling for employees. Would like to consider planting a new tree in the place that tree went down with plaque. The Police are now recertified in CPR.

Mr. Sperrazza- Working on Farmer's Market at this time.

Mr. Perno- The Shade Tree meeting was cancelled. Shawn will present the plan to Shade Tree regarding Borough Hall, Morrissey Park and the Community Center for review. Trees will come down but also be added for succession. Would like to add a Christmas tree by the Santa house staging. Have scheduled a building and grounds walk through for Borough Hall, Wellwood Park and the Community Center projects. The walking path is in list for the Community Center. Score board passed later tonight by council.

Clerk's Report

Budget meetings February 21, 2013

Boro closed February 18, 2013 for President's Day

Congratulations to Mrs. Fields on becoming a grandmother

Public Defender room is almost complete

OLD BUSINESS

NEW BUSINESS

APPROVAL-Beerfest for Niagara Fire Company-On a motion of Mr. Sperrazza and second of Mr. Volkert, council approve the Beerfest for Niagara Company.

Resolutions to be read by consent agenda: On a motion of Mr. Perno and second of Mr. Volkert, Council approved the following resolutions by consent agenda:

**R13-28
RESOLUTION OF THE BOROUGH OF MERCHANTVILLE,
COUNTY OF CAMDEN AND STATE OF NEW JERSEY
FOR A TONNAGE GRANT APPLICATION**

WHEREAS,The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS,It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for the 2012 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of Borough of Merchantville to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Borough of Merchantville that Merchantville hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Brad Stokes to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

R13-29

Borough of Merchantville

County of Camden

State of New Jersey

**Resolution authorizing the Appointment of Representative and Alternate
Representatives of the Camden County Community Development Advisory Board**

Whereas, there is hereby established an annual requirement of a Municipality to appoint a voting representative, and alternate to the Camden County Community Development Advisory Board: and

Whereas, the Borough of Merchantville wishes to continue to be a voting member of said Board; and

Whereas, the Mayor is an automatic authorized voting member from above said Municipality to the Camden County Community Development Advisory Board.

Now therefore, be it Resolved:

MAYOR: Frank M. North

Representative: Anthony Perno

Alternate: Edward Brennan

Are appointed as specified for the Borough of Merchantville for the term of January 2013 through December 31, 2013 by the Mayor and Council/Committee of above said Municipality.

Be It Further Resolved, that a certified copy of this Resolution be submitted to Beth Pugh, Camden County Community Development, Di Piero Building, Suite 211, 512 Lakeland Rd, Blackwood, NJ, 08012.

R13-30

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF
CAMDEN AND STATE OF NEW JERSEY APPROVING CHANGE ORDER
FOR SENIOR CENTER BATHROOM PROJECT**

WHEREAS, it was necessary to make changes in the scope of work to be done in completing the Senior Center Bathroom project in the Borough of Merchantville, Camden County, New Jersey;

WHEREAS, a change Order was developed to itemize and authorize those changes, punch list items have been addressed and the maintenance bond has been received as part of the close out documents;

WHEREAS, certification has been received by the Certified Finance Officer that sufficient funds have been allocated for this Change Order;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Merchantville that the following Change Order which is considered to be the final change order is hereby authorized and approval is hereby granted to revise the contract amount from \$30,900.00 to \$37,060.03 (increase of \$6,160.30).

R13-31

**RESOLUTION CERTIFYING A LIEN AGAINST A CERTAIN PROPERTY
FOR COSTS INCURRED BY THE BOROUGH OF MERCHANTVILLE IN ACCORDANCE
WITH THE PROPERTY MAINTENANCE CODE**

WHEREAS, in accordance with Chapter 60B of the Code of the Borough of Merchantville entitled the "Property Maintenance Code", the following property: 703 W. Maple Avenue, Merchantville, was without heat for an extended period of time during an extended cold period; and

WHEREAS, said property owners did not repair the violation that was ordered to be abated by the Merchantville Fire Department and the County Board of Health; and

WHEREAS, the electric bill had not been paid by the owner therefore the heat was turned off by the utility company and the Borough determined that it would be more cost effective to pay the cost of the outstanding bill to allow the residents of 703 W Maple Avenue to continue to remain in the building;

TOTAL PSE&G Bill paid \$2,032.70

WHEREAS, it is the desire of this Governing Body, in accordance with Chapter 60B of the Code of the Borough of Merchantville, to certify said costs incurred as a lien against the property known as 703 West Maple Avenue in accordance with Chapter 60B of the Code of the Borough of Merchantville.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville, County of Camden, State of New Jersey, that the following lien is hereby certified as against the property as noted in accordance with Chapter 60B of the Code of the Borough of Merchantville:

703 W. Maple Avenue, Merchantville

BE IT FURTHER RESOLVED that the Borough Clerk shall forward a certified copy of this resolution to the owner(s) of the subject property.

BE IT FURTHER RESOLVED that the Tax Collector shall be responsible for collection of the amounts herein certified.

R13-32

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY APPOINTING PATTI FIELDS AS COORDINATOR OF OEM FOR THE BOROUGH OF MERCHANTVILLE

WHEREAS, the Office of Emergency Management position requires that the coordinator reside in the Borough of Merchantville; and

WHEREAS, Steve Rogers has submitted a resignation letter; and

WHEREAS, Patti Fields has agreed to accept the three year appointment as OEM coordinator;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville that the appointment of Patti Fields, to the position of Office of Emergency Management Coordinator for a term commencing January 1, 2013, and concluding on December 31, 2015.

R13-33

MEMORANDUM OF UNDERSTANDING TO TRANSFER SPECIFIC RADIO EQUIPMENT PURCHASED FOR THE 700 MHz CONVERSION

This document constitutes a Memorandum of Understanding ("MOU") entered into by and between the County of Camden, a body politic and corporate of the State of New Jersey and Borough of Merchantville, located at 1 West Maple Avenue, Merchantville, New Jersey. The date of execution of this MOU is the 11th day of February, 2013.

WHEREAS, the County of Camden (Department of Public Safety and Juvenile Justice, Division of Communications), hereinafter, (the "County") has procured by public bid certain public safety radio communications equipment (mobile, portable, and base station radios) for the purpose of interfacing with the new Camden County Communications Center 700 MHz radio system, (the "System"); and

WHEREAS, the County will transfer the ownership of the public safety radio communications equipment (mobile, portable, and base station radios) to the various accepting municipal fire departments, fire districts, fire companies, emergency medical services agencies, hospital-based emergency medical services providers, and to the (collectively referred to as "Public Safety Service Entity"), for use with the new System and

WHEREAS, the Borough of Merchantville, (hereinafter, "Receiving Entity"), shall receive certain equipment as a Public Safety Service Entity pursuant to the terms of the within MOU; and

WHEREAS, the County will be responsible for the installation of mobile and base station radios in the appropriate and authorized vehicles and headquarters of the Receiving Entity; and

WHEREAS, the Receiving Entity will be responsible for maintaining and servicing as may be needed, its designated public safety radio communications equipment (hereinafter "Equipment") through a two-year warranty period provided by Motorola; said warranty to be transferred from the County to the Receiving Entity pursuant to a warranty transfer agreement by and between the County of Camden and Motorola; and

WHEREAS, the County and the Receiving Entity agree that their mutual public purposes and their best interests will be promoted by the execution and delivery of a Memorandum of Understanding in order to ensure appropriate and optimum use of the Equipment and to set forth the rights, duties, and obligations between the parties hereto; and

WHEREAS, pursuant to Resolution No. 14, adopted January 17, 2013, the Camden County Board of Chosen Freeholders have authorized the execution of this MOU, now, therefore,

In consideration of the mutual promises contained herein, the parties to this MOU hereby agree as follows:

1. Term:

The term of this MOU shall be for a period of two (2) years commencing upon delivery to and acceptance of the Equipment by the Receiving Entity located at the address listed herein above.

2. RESPONSIBILITIES OF THE PARTIES

COUNTY:

a. The County shall supply, deliver, install and program the public safety radio communications equipment (the "Equipment") as identified in several appendices to this MOU which will be provided upon the delivery and installation of the Equipment for use by the Receiving Entity for the purpose of public safety communications within Camden County and the Camden County Communications Center during emergency incidents, training exercises, and for other appropriate and authorized circumstances.

b. Supply, delivery, installation and programming of the Equipment (mobile, portable, and/or base station radios, as the case may be) shall be at no cost to the Receiving Entity and all costs associated with the supply, delivery, installation and programming of the Equipment shall be borne by the County.

c. The programming of any additional Equipment not provided by the County and purchased by the Receiving Entity shall be performed by the Department of Public Safety and Juvenile Justice, Division of Communications in order to properly function on the County's public safety radio communications system.

d. The County reserves the right to remove or electronically disable the Equipment in the case of misuse by the Receiving Entity.

2. RECEIVING ENTITY:

a. Upon delivery and acceptance of the Equipment, the Receiving Entity shall be solely responsible for all maintenance, repair, and/or replacement of the Equipment.

b. The Receiving Entity shall use and maintain the Equipment for its intended purpose as described herein.

c. The cost for insuring the Equipment provided by the County shall be the responsibility of the Receiving Entity.

d. While utilizing the Equipment provided in accordance with the terms of this MOU, the Receiving Entity shall adhere to all Department of Public Safety and Juvenile Justice, Division of Communications, policies and procedures enacted for the County's public safety radio communications system.

e. The Receiving Entity shall maintain the Equipment provided by the County through a two-year warranty from Motorola which was purchased by the County. Said warranty shall be provided to the Receiving Entity pursuant to a Warranty Transfer agreement entered into by and between the County of Camden and Motorola.

f. The Receiving Entity will be responsible for the cost of any modifications it desires to make to the Equipment and shall be required to confirm with Motorola prior to making any modifications, that said modifications shall not be a cause for breach of the Equipment Warranty.

g. The Receiving Entity acknowledges that any misuse of the Equipment will result in the forfeit of ownership of the Equipment and the Equipment shall be returned to the County.

h. In the event that the Receiving Entity discontinues providing its current service to its municipality or area of service in the County, the Equipment shall become the property of the County and be returned to the Department of Public Safety and Juvenile Justice, Division of Communications within 30 days of the discontinuation of services; said removal of equipment shall be conducted by agents of the County's Department of Public Safety and Juvenile Justice, Division of Communications.

i. The Receiving Entity is accepting the equipment on a "as is, where is" basis and shall be responsible for any and all maintenance, repairs or replacement of the equipment that may be required.

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR OFFICE BASICS, INC. FOR (BID A-51/2ND YEAR), 1ST OF A TWO YEAR OPTION) FOR OFFICE SUPPLIES UNDER THE CAMDEN COUNTY COOPERATIVE PRICING SYSTEMS, SYSTEM IDENTIFIER #57-CCCPS FOR A TERM COMMENCING FEBRUARY 1, 2013 THROUGH JANUARY 31, 2014

WHEREAS, the Camden County Board of Chosen Freeholders awarded the bid of Office Basics, 22 Creek Circle, Boothwyn, PA 19061, and

WHEREAS, the Camden County Board of Chosen Freeholders have awarded the contract at a cost of, Highest percentage discount of items included at 75%, highest percentage discount of catalog items not included 36%, Electronics only 27% and computer related supplies only (\$100 and under) 31%; off of the catalog prices specified in Bid A-57 for a two year term commencing February 1, 2010 with the option for two additional one year contracts, at the discretion of the County; and

WHEREAS, Camden County has authorized each participating municipality to enter into a contract directly with Office Basics pursuant to the terms and conditions of this after award by its governing body in accordance with applicable law;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Merchantville that the proper officials be and are hereby authorized to extend the contract with Office Basics, 22 Creek Circle, Boothwyn, PA pursuant to the terms and conditions of this bid for a period of one-year; and

BE IT FURTHER RESOLVED that funding for this purpose for the Borough of Merchantville shall not exceed the maximum line items for office supplies in the Borough's 2013 temporary and/or permanent budget and shall be encumbered prior to incurring the obligation pursuant to NJAC 5:30-5.3(b)(2).

R13-35

RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY SUPPORTING ASSEMBLY BILL A-2753 REQUIRING DIRECT PAYMENT OF ENERGY TAXES TO MUNICIPAL GOVERNMENT

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities, and when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; and

WHEREAS, just as municipalities collect property taxes for the benefit of school districts, counties and other entities; the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

WHEREAS, for years, though, State officials have diverted funding from Energy Taxes to plug holes in the State budget and to fund State programs; and

WHEREAS, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

WHEREAS, municipalities lost \$331 million in combined Energy Tax and Consolidated Municipal Property Tax Relief Aid (CMPTRA) funding in Fiscal Years 2009, 2010, and 2011, while also being denied scheduled incremental funding; and

WHEREAS, as a result of these cuts, in a number of municipalities property taxes are higher now, despite the fact that they are spending less, proving that the State's diversion of tax relief funding has contributed to higher municipal property taxes; and

WHEREAS, A-2753, sponsored by Assemblymen Daniel Benson and Wayne DeAngelo, and S-1923, sponsored by Senator Linda Greenstein, would restore the \$331 million in municipal property tax relief funding, ensure that each municipality will be restored to the 2007 (SFY 2008) Energy Tax Receipts/CMPTRA level and adjust that amount to account for inflation.; and

WHEREAS, the bills would require certain energy tax receipts to be paid directly to municipalities and, thereby, would assure local property taxpayers compensation for hosting transmission facilities and lines that allow gas and electric energy corporations to serve customers and conduct business in our Garden State; and

WHEREAS, the time has come to restore to local budgets the millions in property tax relief that have been annually diverted to meet State needs; now therefore be it

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Merchantville, that the sponsors of this legislation are saluted for listening to the Mayors in their districts and all around New Jersey and for advancing this legislation; and be it further

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Merchantville enthusiastically support and urge our State Legislators to pass A- 2753/S-1923; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to Governor Chris Christie, Lieutenant Governor Kim Guadagno, New Jersey Senate President Steve Sweeney, New Jersey Senate Republican Leader Thomas Kean, Jr., New Jersey Assembly Speaker Sheila Oliver, New Jersey Assembly Republican Leader Jon Bramnick, Senator James Beach, Assemblyman Louis Greenwald, Assemblywoman Pamela Lampitt, and to the New Jersey League of Municipalities.

R13-36

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY
OF CAMDEN AND STATE OF NEW JERSEY SOUTHERN NEW
JERSEY REGIONAL EMPLOYEE BENEFITS FUND**

WHEREAS, the Borough of Merchantville is required to establish a Fund Commissioner for matters of Health Insurance and;

NOW THEREFORE BE IT RESOLVED by the Borough of Merchantville that Edward Brennan be and is hereby appointed as Fund Commissioner to the Southern New Jersey Regional Employee Benefits Fund, effective January 1, 2013, to represent the Borough of Merchantville and;

BE IT FURTHER RESOLVED that Anthony Perno and Denise Brouse be and are hereby Named as Alternate Fund Commissioners (if applicable) appointed as Alternate Fund Commissioner to the Southern New Jersey Regional Employee Benefits Fund effective January 1, 2013.

R13-37

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY
OF CAMDEN, NEW JERSEY AUTHORIZING MERCHANTVILLE BASEBALL TO INSTALL
ELECTRONIC SCOREBOARD**

WHEREAS, the Merchantville little league desire to have installed, an electronic scoreboard at the Community Center baseball field, located at 212 Somerset Avenue and Mayor and Council of the Borough of Merchantville have agreed,; and

WHEREAS, the Borough of Merchantville will accept the improvements as an in-kind donation; and

WHEREAS, the proper guidelines will be agreed upon between the baseball president and councilman Perno as stated in exhibit A as attached;

NOW, THEREFORE, BE IT RESOLVED, that approval has been granted for the installation of an electronic scoreboard for the baseball field at the Community Center.

R13-38

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF
CAMDEN AND STATE OF NEW JERSEY APPROVING CHANGE ORDER
NUMBER 2 FOR CHESTNUT AVENUE MULTI USE PATH**

WHEREAS, it was necessary to make changes in the scope of work to be done in completing the Chestnut Avenue Multi Use Path project in the Borough of Merchantville, Camden County, New Jersey;

WHEREAS, a change Order was developed to extend the contract due to delays caused by freezing temperatures preventing concrete pours and due to lead times associated with ordering materials;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Merchantville that the following Change Order which is considered to be change order number2 is hereby authorized and approval is hereby granted to allow a time extension of 90 days to the current contract.

ORDINANCES FOR INTRODUCTION ON FIRST READING

Ordinance 13-02 Remittance Agreement for Board of Education and the Borough of Merchantville: On a motion of Mr. Brennan and second of Mrs. Fields, the following Ordinance was introduced:

13-02

ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, STATE OF NEW JERSEY APPROVING THE REMITTANCE AGREEMENT BY AND BETWEEN THE BOROUGH OF MERCHANTVILLE AND THE MERCHANTVILLE BOARD OF EDUCATION RELATIVE TO THE FINANCIAL AGREEMENT BETWEEN THE BOROUGH OF MERCHANTVILLE AND CITADEL WELLWOOD URBAN RENEWAL LLC

WHEREAS, the Borough of Merchantville (hereinafter "Merchantville") is a municipal entity organized under the laws of the State of New Jersey and located in Camden County; and

WHEREAS, the Merchantville Board of Education (hereinafter "Board of Education") is a municipal school board organized under the laws of the State of New Jersey and located in Camden County; and

WHEREAS, said the Mayor and Borough Council of the Borough of Merchantville, duly elected pursuant to statute, after a careful study, have concluded that the residents of Merchantville will best be served by entering into this Remittance Agreement relative to funds received by the Merchantville pursuant to a Financial Agreement between the Borough of Merchantville and Citadel Wellwood Urban Renewal LLC, specifically as to disbursement of funds received pursuant to a Payment in Lieu of Taxes provision within said Financial Agreement; and

WHEREAS, by negotiations previously had between Board of Education and Merchantville, the terms and provisions hereafter set forth were determined and agreed thereto;

WHEREAS, it is the intention of the Borough Council of the Borough of Merchantville, by virtue of this Ordinance, to approve the form and contents of the Remittance Agreement, attached hereto as "Exhibit A" and made a part hereof, and authorize the Mayor and Borough Clerk to execute the Remittance Agreement on behalf of the Borough of Merchantville;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Merchantville, as follows:

ARTICLE I.

The Borough Council hereby approves the form and content of the Remittance Agreement, attached hereto as Exhibit "A" and made a part hereof this Ordinance, providing for is the allocation of the funds received by Borough of Merchantville pursuant to a Financial Agreement between the Borough of Merchantville and Citadel Wellwood Urban Renewal LLC, specifically as to disbursement of funds received pursuant to a Payment in Lieu of Taxes provision within said Financial Agreement, relative to the property designated as Block 9, Lots 2 and 3 on the Official Tax Map of the Borough of Merchantville, more commonly referred to as 606 West Maple Avenue, between the Borough of Merchantville and the Merchantville Board of Education.

The Borough Council of the Borough of Merchantville hereby authorizes Frank M. North, Mayor of the Borough of Merchantville and Denise Brouse, Borough Clerk of the Borough of Merchantville, to execute the Remittance Agreement, attached hereto as Exhibit "A" and made a part of this Ordinance, on behalf of the Borough of Merchantville.

ARTICLE II.

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

ARTICLE III.

This Ordinance shall take effect upon passage and publication according to law.

13-03

ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AMENDING CHAPTER 70, SEWERS, IN THE CODE OF THE BOROUGH OF MERCHANTVILLE

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Merchantville, County of Camden, and State of New Jersey, that Chapter 70, Sewers, is hereby amended to the Code of the Borough of Merchantville, as follows:

ARTICLE I.

SECTION 70-8

Sewer Services charges.

The sewer service charges in the Borough of Merchantville shall be as follows:

For residential dwellings shall be Two Hundred, forty (\$240.00) Dollars per living unit per year. In the calendar year 2013 and thereafter, the sewer service shall be payable on April 1, 2013 in the amount of One Hundred, Twenty (\$120.00) Dollars, and October 1, 2013 in the amount of One Hundred, Twenty (\$120.00) Dollars.

In the calendar year 2013 and thereafter, the sewer service for a residential living unit which qualifies for a senior citizen tax deduction shall be payable on April 1 and October 1 of the calendar year in equal payments of Sixty (\$60.00) Dollars.

In the calendar year 2013 and thereafter, the sewer service fee per commercial unit shall be payable on April 1 and October 1 of the calendar year in equal payments of Ninety (\$95.00) Dollars, plus One Dollar and Fifty Cents (\$1.50) per 100 cubic feet of water used.

ARTICLE II.

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

ARTICLE III.

This Ordinance shall take effect upon its passage and publication according to law.

PAYMENT OF BILLS: On the motion of Mr. Perno and second of Mr. Volkert, Council approved the follow resolution:

R13-39 RESOLUTION

RESOLVED that the Report of the Department of Accounts and Auditing be accepted and spread upon the minutes and the Treasurer be is hereby authorized to pay bill approved therein.

CURRENT FUND		REVENUE	BUDGET
CHECKS CURRENT FUND	2012 BUDGET		5,684.86
	2013 BUDGET	754.20	80,218.35
	GRANTS		1,247.23
	PFRS		
	PERS		
	DEBT SERVICE		
	BOARD OF EDUCATION*		
	CAMDEN COUNTY		510,882.56
WIRE TRANSFERS PAYROLL	1/25/13- 2/8/13		127,375.45
WIRES / MANUAL CHECKS			249,600.25
TOTAL CURRENT		754.20	975,008.70

SEWER UTILITY			
CHECKS SEWER FUND	2012 BUDGET		
	2013 BUDGET		2,496.00
	DEBT SERVICE		
WIRE TRANSFERS PAYROLL	1/25/13- 2/8/13		4,551.64
WIRE NJEIT LOAN			
WIRES /MANUAL CHECKS			
TOTAL SEWER		0.00	7,047.64

GENERAL CAPITAL FUND		
CHECK CAPITAL FUND		16,762.50
MANUAL CHECK		7,000.00
WIRE TRANSFERS PAYROLL		

TOTAL CAPITAL		0.00	23,762.50
TRUST FUND			
CHECK TRUST OTHER FUND			1,149.22
WIRE TRANSFERS PAYROLL	1/25/13- 2/8/13		12,691.75
WIRES / MANUAL CHECKS			11,557.95
TOTAL TRUST		0.00	25,398.92
SEWER CAPITAL FUND			
CHECK SEWER CAPITAL			
MANUAL CHECKS			
WIRE TRANSFERS PAYROLL			
TOTAL SEWER CAPITAL		0.00	0.00
RECREATION TRUST			
CHECK RECREATION TRUST	2013 BUDGET	265.00	16,33.07
MANUAL CHECKS			
WIRE TRANSFERS PAYROLL	1/25/13- 2/8/13		164.40
TOTAL RECREATION		265.00	1,797.47
ANIMAL TRUST FUND			
ANIMAL TRUST CHECK			658.80
TOTAL ANIMAL TRUST		0.00	658.80
TOTAL BILL LIST & MANUAL CHECKS/WIRE		1,019.20	1,033,674.03
GRAND TOTAL			<u>1,034,693.23</u>

DIRECTOR OF ACCOUNTS & AUDITING

ANNOUNCEMENTS:

PRIVATE SESSION

ADJOURNMENT: On the motion of Mr.
adjourned at P.M.

and second of Mr. Sperrazza, the meeting was

DENISE BROUSE
BOROUGH CLERK